IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO.84 OF 2005

Shiva Kadam & anr .. Petitioners

versus

The Director, Jawahar Bal Bhavan & ors.Respondents

Ms.Usha Purohit for Petitioners

Mr.R.V.Govilkar for Respondent no.1

Mr.A.A.Kumbhakoni, Associate Advocate General
a/w Ms.J.S.Pawar for State of Maharashtra

**CORAM : R.M. LODHA AND**
**D.G.KARNIK, JJ**

**DATED : 7th December, 2005**

P.C.

After having heard the learned counsel for the parties, we are of the view that this Writ Petition in the nature of Public Interest Litigation can be disposed of by the order that follows. As a matter of fact, the learned counsel for the petitioners as well as the learned counsel for the respondent no. 1 and the learned Associate Advocate General agreed to the order.

2. Hence, the order.

(i) The disputed shed will remain under lock and key of the Director,

Jawahar Bal Bhavan ;

(ii) Salaam Baalak Trust shall have no right or interest of any nature whatsoever in the subject shed situated in Jawahar Bhawan, Netaji Subhaschandra Road, Mumbai. However, Jawahar Bal Bhawan shall permit the use of the said shed by Salaam Baalak Trust to conduct the activities for the street children. Even at the time, Salaam Balaak Trust uses the subject shed to conduct the activities for the street children, it will be open for Jawahar Bal Bhawan to use the said shed for its activites and also permit user of the said shed by other non-governmental organisation conducting activities for the street children.

**(R.M.LODHA, J)**

**(D.G. KARNIK, J)**